



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/758,138
Inventor(s) : Ekaterina A. Ponomarenko et al.
Filed : January 15, 2004
Art Unit : 3761
Examiner : Karin M. Reichle
Docket No. : 9162Q
Confirmation No. : 5777
Customer No. : 27752
Title : Disposable Absorbent Article Comprising A Durable
Hydrophilic Acquisition Layer

PETITION AND FEE TO CORRECT INVENTORSHIP UNDER 37 CFR 1.48(a)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 CFR 1.48(a), it is requested that the present application be amended to include Robert Henry Rohrbaugh as co-inventor of the above-identified described application. When originally filed, this application, without any deceptive intention on the part of the originally-named inventor, failed to name Robert Henry Rohrbaugh as joint inventor.

In support of this Petition, Applicants have included herewith the following documents:

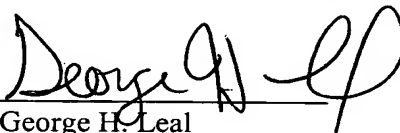
- 1) A *Statement Under 37 CFR 1.48(a)(1)* by Robert Henry Rohrbaugh establishing that the error occurred without deceptive intention on his part;
- 2) A *Declaration under 37 §1.63* executed by all of the inventors: Ekaterina Anatolyevna Ponomarenko, John David Carter, Ronald Dean Cramer, Mattias Schmidt, and Robert Henry Rohrbaugh;

- 3) A *Statement Concerning Consent of Assignee* executed by George H. Leal, Counsel, empowered to act on behalf of The Procter & Gamble Company; and
- 4) A *Statement Under 37 CFR 3.73(b)* executed by George H. Leal.

The Director is hereby authorized to charge payment of the surcharge set forth in 37 CFR §1.17(i), and any other necessary fees, to Deposit Account No. 16-2480.

Applicants respectfully submit that these documents fully satisfy the requirements under 37 CFR 1.48(a). In light of these submissions, it is respectfully requested that the Commissioner permit correction of inventorship of the subject application by adding Robert Henry Rohrbaugh as joint inventor.

Respectfully submitted,
FOR: THE PROCTER & GAMBLE COMPANY

By 
George H. Leal
Registration No. 56,813
Tel. No. (513) 634-1597

May 22, 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/758,138
Applicant(s) : Ekaterina A. Ponomarenko et al.
Filed : January 15, 2004
Title : Disposable Absorbent Article Comprising A Durable
Hydrophilic Acquisition Layer
TC/A.U. : 3761
Examiner :
Conf. No. : 5777
Docket No. : 9162Q
Customer No. : 22752

STATEMENT OF LACK OF DECEPTIVE INTENTION FROM ADDED INVENTOR
PURSUANT TO 37 CFR 1.48(a)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

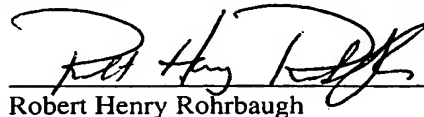
Dear Sir:

I, Robert Henry Rohrbaugh, hereby declare that:

1. The invention described and named in the utility patent application Serial No. 10/758,138, filed on January 15, 2004, was developed in part by Ekaterina Anatolyevna Ponomarenko, John David Carter, Ronald Dean Cramer, Mattias Schmidt, and Robert Henry Rohrbaugh, all of whom collaborated during the conception of the product disclosed and claimed in the above-identified patent application.

2. The inventorship error occurred without deceptive intention on my part.

I hereby further declare that all statements made herein are of my own knowledge and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


Robert Henry Rohrbaugh

15-007-04

Date

18 U.S.C. §1001 Statements or Entries Generally

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious, or fraudulent statement or entry shall be fined not more than \$10,000 or imprisoned not more than five years, or both.

**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION**

(37 C.F.R. 1.63)



Attorney Docket No.	9162Q
First Named Inventor	Ekaterina Anatolyevna Ponomarenko
COMPLETE IF KNOWN	
Application Number	10/758,138
Filing Date	January 15, 2004
Group Art Unit	3761
Examiner Name	
Confirmation Number	5777

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled Disposable Absorbent Article Comprising A Durable Hydrophilic Acquisition Layer the specification of which

(check ☐ is attached hereto.
one) ☒ was filed on 01/15/2004 (MM/DD/YYYY) as United States Application No. 10/758,138
or PCT International Application Serial No. _____
and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:			
Given Name Ekaterina Anatolyevna (first and middle [if any])		Family Name Ponomarenko Or Surname	
Inventor's Signature		Date	
Residence: City Bad Soden am Taunus	State	Country Germany	Citizenship Russian
Mailing Address: Nassaustr. 1			
City Bad Soden am Taunus	State	Zip (or Postal Code) 65812	Country Germany

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

(continued)


Attorney Docket No. 9162Q

NAME OF SECOND INVENTOR:			
Given Name John David (first and middle [if any])		Family Name Carter Or Surname	
Inventor's Signature <i>John David Carter</i>		Date 19-OCT-04	
Residence: City Mason	State Ohio	Country U.S.A.	Citizenship Great Britain
Mailing Address: 6404 Eagle Court			
City Mason	State Ohio	Zip (or Postal Code) 45040	Country U.S.A.

NAME OF THIRD INVENTOR:			
Given Name Ronald Dean (first and middle [if any])		Family Name Cramer Or Surname	
Inventor's Signature <i>Ronald Dean Cramer</i>		Date 10/21/04	
Residence: City Cincinnati	State Ohio	Country U.S.A.	Citizenship U.S.
Mailing Address: 86 Oliver Road 614 Liddle Ln. <i>POC 10/21/04</i>			
City Cincinnati	State Ohio	Zip (or Postal Code) 45215	Country U.S.A.

NAME OF FOURTH INVENTOR:			
Given Name Mattias (first and middle [if any])		Family Name Schmidt Or Surname	
Inventor's Signature		Date	
Residence: City Idstein	State	Country Germany	Citizenship German
Mailing Address: Charlotte-Rosenthal-Str. 21			
City Idstein	State	Zip (or Postal Code) 65510	Country Germany

NAME OF FIFTH INVENTOR:			
Given Name Robert Henry (first and middle [if any])		Family Name Rohrbaugh Or Surname	
Inventor's Signature <i>Robert Henry Rohrbaugh</i>		Date 15-OCT-04	
Residence: City Hamilton	State Ohio	Country U.S.A.	Citizenship U.S.A.
Mailing Address: 3913 Jocelyn Drive			
City Hamilton	State Ohio	Zip (or Postal Code) 45011	Country U.S.A.

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 C.F.R. 1.63) 	Attorney Docket No.	9162Q
	First Named Inventor	Ekaterina Anatolyevna Ponomarenko
	COMPLETE IF KNOWN	
	Application Number	10/758,138
	Filing Date	January 15, 2004
	Group Art Unit	3761
	Examiner Name	
Confirmation Number	5777	

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled Disposable Absorbent Article Comprising A Durable Hydrophilic Acquisition Layer the specification of which

(check one) ☐ is attached hereto.
☒ was filed on 01/15/2004 (MM/DD/YYYY) as United States Application No. 10/758,138 or PCT International Application Serial No. _____ and was amended on _____

(if applicable)

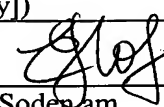
I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:			
Given Name Ekaterina Anatolyevna (first and middle [if any])		Family Name Ponomarenko Or Surname	
Inventor's Signature 		Date 18. October, 2004	
Residence: City Bad Soden am Taunus	State	Country Germany	Citizenship Russian
Mailing Address: Nassaustr. 1			
City Bad Soden am Taunus	State	Zip (or Postal Code) 65812	Country Germany

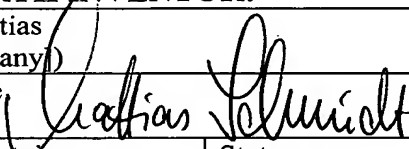
DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

(continued)

Attorney Docket No. 9162Q

NAME OF SECOND INVENTOR:			
Given Name John David (first and middle [if any])		Family Name Carter Or Surname	
Inventor's Signature		Date	
Residence: City Mason	State Ohio	Country U.S.A.	Citizenship Great Britain
Mailing Address: 6404 Eagle Court			
City Mason	State Ohio	Zip (or Postal Code) 45040	Country U.S.A.

NAME OF THIRD INVENTOR:			
Given Name Ronald Dean (first and middle [if any])		Family Name Cramer Or Surname	
Inventor's Signature		Date	
Residence: City Cincinnati	State Ohio	Country U.S.A.	Citizenship U.S.
Mailing Address: 86 Oliver Road			
City Cincinnati	State Ohio	Zip (or Postal Code) 45215	Country U.S.A.

NAME OF FOURTH INVENTOR:			
Given Name Mattias (first and middle [if any])		Family Name Schmidt Or Surname	
Inventor's Signature 		Date Oct 18, 04	
Residence: City Idstein	State	Country Germany	Citizenship German
Mailing Address: Charlotte-Rosenthal-Str. 21			
City Idstein	State	Zip (or Postal Code) 65510	Country Germany

NAME OF FIFTH INVENTOR:			
Given Name Robert Henry (first and middle [if any])		Family Name Rohrbaugh Or Surname	
Inventor's Signature		Date	
Residence: City Hamilton	State Ohio	Country U.S.A.	Citizenship U.S.A.
Mailing Address: 3913 Jocelyn Drive			
City Hamilton	State Ohio	Zip (or Postal Code) 45011	Country U.S.A.



PTO/SB/80 (12-03)
Approved for use through 11/30/2005. OMB 0651-0035
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby appoint:

☒ Practitioners associated with the Customer Number:

27752

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Assignee Name and Address:

The Procter & Gamble Company
One Procter & Gamble Plaza
Cincinnati, OH 45202

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	Steven W. Miller		
Signature			
Title	Assistant Secretary	Date	6/30/04
		Telephone	513-634-6332

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/758,138
Inventor(s) : Ekaterina A. Ponomarenko et al.
Filed : January 15, 2004
Art Unit : 3761
Examiner : Karin M. Reichle
Docket No. : 9162Q
Confirmation No. : 5777
Customer No. : 27752
Title : Disposable Absorbent Article Comprising A Durable
: Hydrophilic Acquisition Layer

**ASSIGNEE CONSENT TO PETITION UNDER 37 CFR 1.48(a)
TO CORRECT INVENTORSHIP**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450


Dear Sir:

The Applicants' assignee, The Procter & Gamble Company, consents to Applicants' Petition under 37 CFR 1.48(a) seeking addition of Robert Henry Rohrbaugh as a co-inventor on the above-identified application.

Petitioner, The Procter & Gamble Company, is the owner of the entire right, title and interest in the above-identified application (the assignment filed on December 7, 2004).

The undersigned is empowered to act on behalf of the assignee.

Respectfully submitted,
FOR: THE PROCTER & GAMBLE COMPANY

By 
George H. Leal
Registration No. 56,813
Tel. No. (513) 634-1597

May 22, 2006

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: The Procter & Gamble Company Attorney Docket Number: 9162QApplication No./Patent No.: 10/758,138Filed/Issue Date: January 15, 2004Entitled: Disposable Absorbent Article Comprising A Durable Hydrophilic Acquisition LayerThe Procter & Gamble Company,
(Name of Assignee)a Corporation
(Type of Assignee, e.g., corporation, partnership, university, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest. The extent (by percentage) of its ownership interest is %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015430, Frame 0338, or a true copy of the original assignment is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

5-22-06

Date

George H. Leal

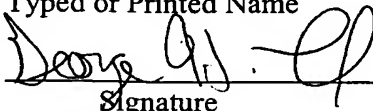
Typed or Printed Name

56,813

Registration No.

513-634-1597

Telephone Number



Signature

Attorney of Record
Title